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Attorney for Plaintiff
BRETT ANDREW NACE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BRETT ANDREW NACE,

No. 1:23-CV-00997 (SKO)

Plaintiff,

V.

KILOLO IJAKAZI,
ACTING COMMISSIONER OF
SOCIAL SECURITY.

Defendant.

**STIPULATION AND UNOPPOSED
MOTION FOR BRIEFING EXTENSION;
ORDER**

(Doc. 10)

On June 30, 2023, Plaintiff Brett Andrew Nace filed the above-referenced action seeking judicial review of the defendant Acting Commissioner of Social Security's denial of his claim for Social Security disability insurance benefits. (ECF Doc. 1) The defendant responded to Plaintiff's Complaint on August 29, 2023. (ECF Doc. 9). Plaintiff's motion for summary judgment is currently due on or before September 28, 2023. (ECF Doc. 3, at p.2:16-17)

Pursuant to the Court's Scheduling Order, the parties hereby stipulate that Plaintiff receive a thirty (30) day extension of time, to on or before October 30, 2023, to file his motion for summary judgment. (ECF Doc. 3, at p.3:20-22) This is Plaintiff's first extension request. As Plaintiff's counsel was not involved at the administrative level, a close review of the administrative record concerning Plaintiff's medical issues and vocational background is necessary and required. *See, Costa v. Comm'r of Soc. Sec. Admin.*, 690 F.3d 1132, 1134 n. 1 (9th

1 Cir. 2012) [noting “social security disability cases are often highly fact-intensive and require
2 careful review of the administrative record, including complex medical evidence.”]. Plaintiff’s
3 counsel seeks the extension to effectively advocate for Mr. Nace due to multiple briefing
4 deadlines currently scheduled for the same week. The government has no objection to the
5 requested extension.

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Respectfully submitted,

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Dated: September 18, 2023

NEWEL LAW

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By: Melissa Newel
Melissa Newel
Attorney for Plaintiff
BRETT ANDREW NACE

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Dated: September 18, 2023

PHILLIP A. TALBERT
United States Attorney
MATTHEW W. PILE
Associate General Counsel
Office of Program Litigation, Office 7

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By: Justin L. Martin*
JUSTIN L. MARTIN
(Authorized by email dated 09/18/2023)
Special Assistant U.S. Attorney
Attorneys for Defendant

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ORDER

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Good cause having been shown, IT IS ORDERED that Plaintiff shall be granted an
extension of thirty (30) days to file his Opening Brief. The Opening Brief shall now be filed on
or before **October 30, 2023**, and all corresponding deadlines are modified accordingly.

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IT IS SO ORDERED.

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Dated: September 19, 2023

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

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